

NIXON PEABODY LLP  
Christopher M. Desiderio  
55 W. 46th Street  
New York, New York 10036  
Telephone: (212) 940-3000  
Facsimile: (212) 940-3111  
[cdesiderio@nixonpeabody.com](mailto:cdesiderio@nixonpeabody.com)

*Special Counsel for the Debtor*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re:	:	Chapter 11
THE ROMAN CATHOLIC DIOCESE OF	:	Case No. 20-12345 (MG)
ROCKVILLE CENTRE, NEW YORK,	:	
Debtor. <sup>1</sup>	:	

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**NOTICE OF FORTY-FIRST MONTHLY FEE STATEMENT  
OF NIXON PEABODY LLP FOR COMPENSATION  
FOR SERVICES RENDERED AND REIMBURSEMENT  
OF EXPENSES INCURRED AS COUNSEL TO THE DEBTOR  
FOR THE PERIOD FROM MARCH 1, 2024, THROUGH MARCH 31, 2024**

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**Name of Applicant:** Nixon Peabody LLP

**Authorized to Provide Services to:** The Roman Catholic Diocese of Rockville Centre, New York

**Date of Retention:** December 10, 2020, *nunc pro tunc* to October 1, 2020

**Period for Which Compensation and Expense Reimbursement is Sought:** March 1, 2024, through March 31, 2024

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<sup>1</sup> The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Centre, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue, P.O. Box 9023, Rockville Centre, NY 11571-9023.

**Amount of Compensation Requested:** \$11,833.50

**Less 50% Holdback:** \$5,916.75

**Net of Holdback:** \$5,916.75

**Amount of Expense Reimbursement Requested:** \$0.00

**Total Compensation (Net of Holdback) and  
Expense Reimbursement Requested:** \$5,916.75

This is a X Monthly \_\_\_ Interim \_\_\_ Final Fee Statement.

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In accordance with the *Order Authorizing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals*, entered on November 4, 2020 [Docket No. 129] (the “Interim Compensation Order”),<sup>2</sup> Nixon Peabody LLP (“Nixon Peabody”) hereby submits this forty-first monthly fee statement (the “Forty-first Monthly Fee Statement”), seeking compensation for services rendered and reimbursement of expenses incurred as special counsel to the Debtor, for the period from March 1, 2024, through March 31, 2024 (the “Forty-first Monthly Fee Period”). By this Forty-first Monthly Fee Statement, Nixon Peabody seeks payment in the amount of \$5,916.75, which comprises (i) 50% of the total amount of compensation sought for actual and necessary services rendered during the Forty-first Monthly Fee Period and (ii) reimbursement of 100% of actual and necessary expenses incurred in connection with such services.

#### **SERVICES RENDERED AND EXPENSES INCURRED**

1. Attached hereto as **Exhibit A** is a summary of Nixon Peabody professionals by individual, setting forth the (a) name and title of each individual who provided services during the Forty-first Monthly Fee Period, (b) aggregate hours spent by each individual, (c) hourly billing rate for each such individual at Nixon Peabody’s then-current billing rates, (d) amount of fees earned by each Nixon Peabody professional, and (e) year of bar admission for each attorney.

2. Attached hereto as **Exhibit B** is a summary of the services rendered and compensation sought, by project category, for the Forty-first Monthly Fee Period.

3. Attached hereto as **Exhibit C** is a summary of expenses incurred and reimbursement sought, by expense type, for the Forty-first Monthly Fee Period.

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<sup>2</sup> Capitalized terms not otherwise defined herein shall have the meanings ascribed to such terms in the Interim Compensation Order.

4. Attached hereto as **Exhibit D** is a copy of the Nixon Peabody invoices for the Forty-first Monthly Fee Period.

#### **NOTICE AND OBJECTION PROCEDURES**

5. Notice of this Forty-first Monthly Fee Statement shall be given to the following parties (collectively, the "Notice Parties"):

(i) The Roman Catholic Diocese of Rockville Centre, 50 N. Park Avenue, P.O. Box 9023, Rockville Centre, NY 11571-9023 Attn: Thomas Renker, Email: trenker@drvc.com;

(ii) counsel to the Debtor, Jones Day, 250 Vesey Street, New York, NY 10281 Attn: Corinne Ball, Esq., Email: cball@jonesday.com, Benjamin Rosenblum, Esq., Email: brosenblum@jonesday.com, and Andrew M. Butler, Esq., Email: abutler@jonesday.com;

(iii) counsel to the Committee: Pachulski Stang Ziehl and Jones LLP, 780 Third Avenue, 36th Floor, New York, NY, 10017, Attn: Ilan D. Scharf, Esq., Email: ischarf@pszjlaw.com, Karen B. Dine, Esq., Email: kdine@pszjlaw.com, and Brittany M. Michael, Esq., bmichael@pszjlaw.com;

and (iv) the Office of the United States Trustee, U.S. Federal Office Building, 201 Varick Street, Suite 1006, New York, NY 10014, Attn: Greg Zipes, Email: Greg.Zipes@usdoj.gov, and Shara Cornell, Email: Shara.Cornell@usdoj.gov.

6. Objections to this Forty-first Monthly Fee Statement, if any, must be served via electronic mail upon the Notice Parties and Nixon Peabody LLP, 55 W. 46th Street, New York, NY 10036 Attn: Christopher M. Desiderio (cdesiderio@nixonpeabody.com) no later than 15 days after service and filing at 5:00 p.m. (prevailing Eastern Time) (the "Objection Deadline"), setting forth the nature of the objection and the specific amount of fees or expenses at issue.

7. If no objections to this Forty-first Monthly Fee Statement are received by the Objection Deadline, the Debtor shall promptly pay Nixon Peabody 50% of the fees and 100% of the expenses identified in this Forty-first Monthly Fee Statement.

8. To the extent that an objection to this Forty-first Monthly Fee Statement is received on or before the Objection Deadline, the Debtor shall withhold payment of that portion of this Forty-first Monthly Fee Statement to which the objection is directed and promptly pay the remainder of the fees and expenses in the percentages set forth above. To the extent such an objection is not resolved, it shall be preserved and scheduled for consideration at the next interim fee application hearing.

**NO PRIOR REQUEST**

9. No prior request for the relief sought in this Forty-first Monthly Fee Statement has been made to this or any other court.

Dated: April 15, 2024  
New York, NY

/s/ Christopher M. Desiderio  
NIXON PEABODY LLP  
Christopher M. Desiderio  
55 W. 46th Street  
New York, NY 10036  
Telephone: (212) 940-3000  
Facsimile: (212) 940-3111  
Email: cdesiderio@nixonpeabody.com

*Special Counsel to the Debtor*

**EXHIBIT A**

**PROFESSIONAL PERSON SUMMARY**

**MARCH 1, 2024 – MARCH 31, 2024**

<b><u>NAME</u></b>	<b><u>YEAR OF ADMISSION</u></b>	<b><u>RATE</u></b>	<b><u>HOURS</u></b>	<b><u>AMOUNT</u></b>
<b><u>PARTNER</u></b>				
Christopher Porzio	1997	\$925.00	0.3	\$277.50
Lindsay Maleson	2003	\$945.00	5.0	\$4,725.00
Tina Sciocchetti	2011	\$855.00	0.1	\$85.50
		<b>TOTAL PARTNER:</b>	<b>5.4</b>	<b>\$5,088.00</b>
<b><u>COUNSEL</u></b>				
Michal Cantor	2015	\$750.00	1.1	\$825.00
Anita Pelletier	2002	\$645.00	0.3	\$193.50
		<b>TOTAL COUNSEL:</b>	<b>1.4</b>	<b>\$1,018.50</b>
<b><u>ASSOCIATE</u></b>				
Zachary Osinski	2018	\$645.00	1.1	\$709.50
Jack Murray	2020	\$810.00	5.5	\$4,455.00
		<b>TOTAL ASSOCIATE:</b>	<b>6.6</b>	<b>\$5,164.50</b>
<b><u>LEGAL SUPPORT</u></b>				
Sharon Willier	n/a	\$375.00	1.5	\$562.50
		<b>TOTAL LEGAL SUPPORT:</b>	<b>1.5</b>	<b>\$562.50</b>
		<b>TOTAL:</b>	<b>14.9</b>	<b>\$11,833.50</b>

**EXHIBIT B**

**COMPENSATION BY PROJECT CATEGORY<sup>3</sup>**

**MARCH 1, 2024 – MARCH 31, 2024**

PROJECT CATEGORY	TOTAL HOURS	TOTAL FEES
000001	10.60	\$8,329.50
000011	1.10	\$942.00
000072	0.60	\$502.50
000122	1.80	\$1,303.50
000133	0.50	\$472.50
000159	0.30	\$283.50
<b>TOTAL</b>	<b>14.90</b>	<b>\$11,833.50</b>

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<sup>3</sup> Due to the confidential and sensitive nature of Nixon Peabody's engagement, only the matter numbers have been provided without the name of the applicable investigation or other matter.

**EXHIBIT C**

**EXPENSE SUMMARY**

**MARCH 1, 2024 – MARCH 31, 2024**

<b>EXPENSE CATEGORY</b>	<b>TOTAL EXPENSES</b>
N/A	\$0.00
<b>TOTAL</b>	<b>\$0.00</b>

**EXHIBIT D**

**TIME DETAIL**

[*Please see attached.*]



FEDERAL I.D. NO. 16-0764720

NIXON PEABODY  
ATTORNEYS AT LAW  
  
NIXONPEABODY.COM  
@NIXONPEABODYLLP

275 Broadhollow Road  
Suite 300  
Melville, NY 11747-4808  
TEL: (516) 832-7500  
FAX: (516) 832-7555

Thomas Renker, Esq.  
General Counsel  
Diocese of Rockville Centre  
PO Box 9023  
Rockville Centre, NY 11570-9023

April 9, 2024  
Invoice No. 10566085  
Account: 002787  
Terms: Due Upon Receipt

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**FOR PROFESSIONAL SERVICES RENDERED through March 31, 2024, including:**

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**MATTER NO.: 000001 GENERAL**

**For Professional Fees:**

Date	Timekeeper	Hours	Description of Services
<b>GEN_ADV: General Advice</b>			
03/19/24	A. Pelletier	0.30	Emails with client regarding Corporate Transparency Act compliance discussion.
Task Total: General Advice		0.30	Task Fees: 193.50

**PREP\_FS: Preparation of Fee Statements**

03/01/24	J. Murray	0.30	File and serve Certificate of No Objection regarding Fee Statement.
03/10/24	L. Maleson	0.40	Review bills for confidentiality and privilege and for preparation of fee statement.
03/11/24	J. Murray	2.50	Draft and revise 10th Interim Fee Application.
03/12/24	J. Murray	0.80	Draft and revise 10th interim Fee Application (0.6). Telephone conference with L. Maleson regarding Fee Application issues (0.2).
03/12/24	L. Maleson	0.40	Telephone conference with J. Murray regarding fee payment issue (0.2). E-mail client regarding the same (0.2).
03/12/24	S. Willier	0.50	Review and revise February 2024 time detail for confidentiality and privilege.
03/13/24	J. Murray	0.30	Attention to Fee Payment issues. Correspond with Nixon Peabody billing team regarding the same.
03/13/24	L. Maleson	0.40	E-mails regarding fee payment issue (0.3). E-mail with client regarding the same (0.1).

Nixon Peabody LLP

Invoice # 10566085 Page 2

03/14/24	L. Maleson	0.20	Review and revise invoice descriptions for confidentiality and privilege.
03/15/24	S. Willier	0.20	Review and revise February 2024 time detail for confidentiality and privilege.
03/15/24	J. Murray	0.50	Telephone conferences with Nixon Peabody Billing team regarding billing rates in connection with 10th Interim Fee Application.
03/15/24	L. Maleson	1.20	Review draft interim Fee Statement and provide comments to J. Murray regarding the same (1.0). Telephone conference with J. Murray to discuss next steps (0.2).
03/18/24	J. Murray	0.80	Finalize draft of 10th Interim Fee Application (0.6). File and serve same (0.2).
03/18/24	L. Maleson	0.30	Finalize interim fee statement with J. Murray (0.2). Send draft to client for review and approval (0.1).
03/20/24	L. Maleson	0.20	Send invoice detail to client for review.
03/20/24	S. Willier	0.80	Draft Fortieth Monthly Fee Statement with Exhibits A-D.
03/25/24	J. Murray	0.30	Attention to docketing and upcoming deadlines. Attention to monthly fee statement.
03/25/24	L. Maleson	0.20	Finalize monthly fee statement.
Task Total: Preparation of Fee Statements			Task Fees: 8,136.00

**TOTAL HOURS:** 10.60

**TOTAL FEES:** \$8,329.50

**TIMEKEEPER SUMMARY**

Timekeeper	Rate	Hours	Fees
<b><u>Partners</u></b>			
L. Maleson	945.00	3.30	3,118.50
<b><u>Counsel</u></b>			
A. Pelletier	645.00	0.30	193.50
<b><u>Associates</u></b>			
J. Murray	810.00	5.50	4,455.00
<b><u>Paralegals</u></b>			
S. Willier	375.00	1.50	562.50
<b>Total All Timekeepers:</b>	<b>10.60</b>		<b>\$8,329.50</b>

**TOTAL FOR MATTER -- GENERAL:** \$8,329.50

MATTER NO.: 000011

**NOTIFICATIONS TO DISTRICT ATTORNEYS**

**For Professional Fees:**

<u>Date</u>	<u>Timekeeper</u>	<u>Hours</u>	<u>Description of Services</u>
03/01/24	L. Maleson	0.10	E-mail District Attorney regarding reporting letter.
03/06/24	L. Maleson	0.30	Receipt, review and analysis of intake report. Direct M. Cantor regarding the same.
03/07/24	M. Cantor	0.50	Draft District Attorney reporting letter.
03/08/24	L. Maleson	0.20	Follow-up with client and District Attorneys regarding investigation.

TOTAL HOURS: 1.10

TOTAL FEES: \$942.00

**TIMEKEEPER SUMMARY**

Timekeeper	Rate	Hours	Fees
<b><u>Partners</u></b>			
L. Maleson	945.00	0.60	567.00
<b><u>Counsel</u></b>			
M. Cantor	750.00	0.50	375.00
<b>Total All Timekeepers:</b>		<b>1.10</b>	<b>\$942.00</b>

**TOTAL FOR MATTER -- NOTIFICATIONS TO DISTRICT ATTORNEYS: \$942.00**

**MATTER NO.: 000072**

**INVESTIGATIONS GENERAL**

**For Professional Fees:**

<u>Date</u>	<u>Timekeeper</u>	<u>Hours</u>	<u>Description of Services</u>
03/19/24	C. Porzio	0.30	Meet and confer with L. Maleson and M. Cantor regarding transition issues and open matters to address with client.
03/19/24	M. Cantor	0.30	Meeting with L. Maleson and C. Porzio to discuss outstanding items.
TOTAL HOURS:		0.60	

TOTAL FEES: \$502.50

**TIMEKEEPER SUMMARY**

Timekeeper	Rate	Hours	Fees
<b>Partners</b>			
C. Porzio	925.00	0.30	277.50
<b>Counsel</b>			
M. Cantor	750.00	0.30	225.00
<b>Total All Timekeepers:</b>	<b><u>0.60</u></b>	<b><u>\$502.50</u></b>	

**TOTAL FOR MATTER -- INVESTIGATIONS GENERAL: \$502.50**

MATTER NO.: 000122

ATTORNEY GENERAL INVESTIGATION

Client Reference: CL#DRC10021

For Professional Fees:

<u>Date</u>	<u>Timekeeper</u>	<u>Hours</u>	<u>Description of Services</u>
03/01/24	L. Maleson	0.20	Review common interest notes. E-mails with client.
03/11/24	T. Sciocchetti	0.10	Communications with Nixon Peabody team regarding common interest research.
03/11/24	Z. Osinski	0.20	Correspondence with team regarding ongoing common interest research.
03/14/24	L. Maleson	0.10	Review Common Interest notes.
03/14/24	M. Cantor	0.30	Participate in common interest call with counsel for the other New York Dioceses.
03/15/24	Z. Osinski	0.90	Review recent updates to ongoing common interest research.
TOTAL HOURS:		1.80	

TOTAL FEES: \$1,303.50

**TIMEKEEPER SUMMARY**

Timekeeper	Rate	Hours	Fees
<b>Partners</b>			
L. Maleson	945.00	0.30	283.50
T. Sciocchetti	855.00	0.10	85.50
<b>Partners Totals</b>		<b>0.40</b>	<b>369.00</b>
<b>Counsel</b>			
M. Cantor	750.00	0.30	225.00
<b>Associates</b>			
Z. Osinski	645.00	1.10	709.50
<b>Total All Timekeepers:</b>		<b>1.80</b>	<b>\$1,303.50</b>

**TOTAL FOR MATTER -- ATTORNEY GENERAL INVESTIGATION: \$1,303.50**

**MATTER NO.: 000133**

**PERSON # 65**

**For Professional Fees:**

<u>Date</u>	<u>Timekeeper</u>	<u>Hours</u>	<u>Description of Services</u>
03/13/24	L. Maleson	0.10	Follow-up with Assistant District Attorneys regarding investigation.
03/18/24	L. Maleson	0.20	E-mail with client regarding law enforcement stance (0.1). E-mail Assistant District Attorneys regarding the same (0.1).
03/19/24	L. Maleson	0.20	Review response from law enforcement (0.1). Update client and confer regarding next steps (0.1).
<b>TOTAL HOURS:</b>		<b>0.50</b>	

**TOTAL FEES:** **\$472.50**

**TIMEKEEPER SUMMARY**

<u>Timekeeper</u>	<u>Rate</u>	<u>Hours</u>	<u>Fees</u>
<b>Partners</b>			
L. Maleson	945.00	0.50	472.50
<b>Total All Timekeepers:</b>		<b>0.50</b>	<b>\$472.50</b>

**TOTAL FOR MATTER -- PERSON # 65:** **\$472.50**

**MATTER NO.: 000159**

**DISCOVERY CONSULTATION**

**For Professional Fees:**

<u>Date</u>	<u>Timekeeper</u>	<u>Hours</u>	<u>Description of Services</u>
03/28/24	L. Maleson	0.30	Review and respond to law firm's request for documents.
TOTAL HOURS:		0.30	
			TOTAL FEES: \$283.50

**TIMEKEEPER SUMMARY**

Timekeeper	Rate	Hours	Fees
<b>Partners</b>			
L. Maleson	945.00	0.30	283.50
<b>Total All Timekeepers:</b>		<b>0.30</b>	<b>\$283.50</b>

**TOTAL FOR MATTER -- DISCOVERY CONSULTATION: \$283.50**

Nixon Peabody LLP  
Invoice # 10566085 Page 8

**TOTAL FOR STATEMENT:** **\$11,833.50**